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Larry Liberchuk

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of

FELTS et al.

Serial No.

09/912,130

Filed

07/24/2001

Atty. Docket

PHFR000076

11/03/2006 BABRAHA1 00000015 141270

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Group Art Unit

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Examiner

2621

Shawn S. An

Conf. No.

4032

Mail Stop AF

Commissioner for Patents Alexandria, VA 22313

NOTICE OF APPEAL

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the Examiner in the Final Office Action of August 2, 2006. The Notice of Appeal was previously filed on September 10, 2004. A new Notice of Appeal pursuant to 37 CFR 41.31 (MPEP 1204.01) is enclosed herewith. An additional fee of \$170, which is the difference between the current fee of \$500 and the previously paid fee of \$330, is due with the new Notice of Appeal filed concurrently herewith, as Applicant requests that the fee previously paid under 37 CFR 41.20 be applied to the reinstatement of the appeal.

Please charge the fee of \$170.00 to Deposit Account No. 14-1270. If there are additional fees associated with this application, please charge to Deposit Account No. 14-1270.

Adjustment date: 11/03/2006 BABRAHA1 09/13/2004 WABDELR1 00000073 141270 09912130 01_EC:1401 330.00_CR_

Respectfully submitted,

Larry Liberchük, Reg. 40,352

Senior IP Counsel 914-333-9602

November 2, 2006

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